

(Cautance m 27-52-16)

App F IX 4

Previous References

195 53-54
(C m 11)

File No 27-53

Serial Nos 15, 7

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos Cmc

Part B for April 53

SUBJECT

Bye laws for regulating the destruction
and segregation of house and cattle
suffering from Anthrax

WD 0142 -GPB- 5000-1 J 1952

L 995/24 24-4-53

The commd compound B line
(margos)

17) 12
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Serial
No

C N 278216

From

The Commissioner, Bareilly
no. A1-6/52-53 of 9.10.52

Forwards draft of above By-laws
for the approval of Govt

The By-laws are framed on the
model of the Bareilly By-laws for
cattle and are in force in the District
of Municipal Commission, Bareilly.

2) Corrections and additions suggested
in this office to the draft, have an action
of which is reproduced below, have
been made.

In Sec 3 (15) of the Corporation
Act "Dangerous disease" has been
defined to mean anthrax, Cholera,
cholera, dysentery, enteric fever,
leprosy, measles, plague, pulmonary
T.B., Rabies, Smallpox, and every
other disease notified under Sec 345
of the Act, and the By-laws which
the present By-law proposes to
Regulate are not included in the
definition of "Dangerous disease" they
have to be notified under Sec 345
therefore the By-laws are framed for
their Regulation.

The term "Any other disease"

Serial
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is vague and has to be deleted perhaps
in the light of the definition in Sec
3(15) read with Sec 367(28)

Under Sec 367 of the Crim. Act
the penal provision of the Regs. shall
prescribe different penalties for (a)
A continuing offence after conviction
for the first breach and (b)
for a continuing offence after
Receipt of a notice from the Comr.
to discontinue such breach so
such thing has been done"

3) The Comr. has made
necessary corrections as suggested above

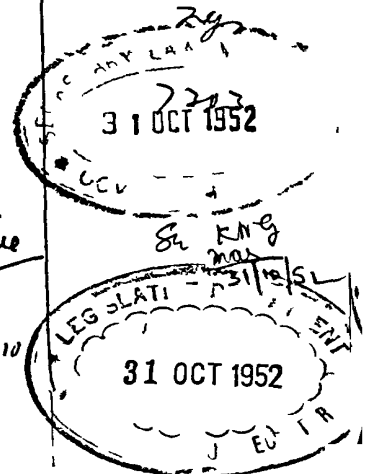
4) The file may now be referred
to the Law Secretary for the perusal
of the Draft Regs. and opening
their remarks.

Dec
28/10/52
cm
29/10

Secy
dtd 29/10/52
for favour of
scrutiny and remarks

Law Secy)

8) Leps
for
31/10



Serial No

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of

(1) These byelaws are proposed under clause (28) of the Section 367
 Clause (28) empowers making of byelaws regarding prevention of dangerous diseases of men or animals these byelaws are intended to provide for the prevention of dangerous diseases of animals
 There ~~is~~ separate enactment containing provisions for the prevention of dangerous diseases of animals, namely Mysore Act XXI of 1949
 It is called "the Act to provide for the prevention of the spread of contagious or infectious diseases among animals in Mysore State"

(2) In view of the provisions of the Act being ~~identical~~ identical with the provisions of the proposed byelaws, it appears unnecessary to have separate set of byelaws as ^{same} ~~it is~~ ^{substantially} ~~it is~~ ^{the same}
 (3) For orders whether the administrative Dept may be informed accordingly. The Director of Animal Husbandry ^{also} Services may be consulted by the ^{2/12/52} Administrative Secretariat

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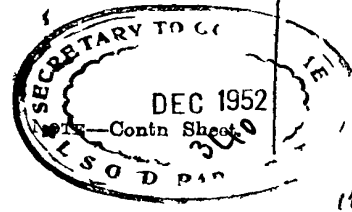
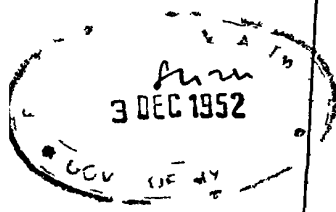
(Law Sec)

(3) nm
7/12

(4) nm
5/12
nm
17/12

Secy (Lg)

(5) A for 2/12/52



Bye-laws

and Regulation of

File No

Regulating the destruction

of horse and cattle

5562/pt

of 19 5- 52

from on line

General and Revenue
Secretariat

U O no 302

21 12 52

Serial
No

15) Forwarded co-officially to the Director
of Veterinary and Animal Husbandry
Services in Mysore Bangalore for
favor of Remarks



30
Mannamunipapayya
For Secretary to Government
Home Self Govt Department

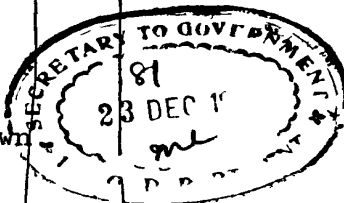
U O File No 20 12/12/52 Bangalore, dated 19th Decr 52

Retransmitted

16) 1 The draft Bye-laws framed hereunder on the
subject referred to in the U O file is ultra-vires of
the Mysore Diseases of Animals Act, 1949 (Act XXI of
1949) both in spirit, usage and on the technical aspect

17) 2 Whereas the Diseases of Animals Act 1949,
which extends and applies to the whole State, has
vested statutory powers in the officers of the Depart-
ment of Veterinary and Animal Husbandry not below the
rank of a Veterinary Inspector, the officers suggested
for ^{the purpose} in the draft bye-laws of Bangalore City as referred
to above would entirely contravene the above Act

18) 3 While the Health Officer by virtue of his
professional training is the custodian of Public
Health in the Corporation area, as it relates to
humans, a sharp line of demarcation needs to be drawn
in so far as Diseases of Animals, Poultry and such
other diseases communicable to man through animals



animals and their products such as, milk, meat etc are concerned for which a separate Department (Department of Veterinary & Animal Husbandry) with fully qualified officers has been established by Government. These officers whose legitimate role, among other things, is to diagnose, prevent, control and eradicate various contagious and infectious diseases of animals including those that may be communicated to human beings, should be recognised in the larger interest of the public safety and protection.

19) 4 A Health Officer is not any more qualified to deal with problems relating to animals and animal products than a veterinarian to deal with human diseases.

20) 5 In this connection I wish to suggest that Sec 3 (15) of the Corporation Act, the "Dangerous Disease" may suitably be amended to place the entire work of eradication and segregation of diseases relating to animals and animal products such as meat, milk etc in the hands of a well qualified officer of this Department vesting him with sufficient statutory powers in that direction.

21) 6 In all the progressive Corporations in India as well abroad separate qualified Veterinary Officers are being employed to deal with all communicable diseases of animals, milk, meat etc. Besides milk and milk products and meat, the following communicable diseases of animals which are listed hereunder are placed under Veterinary

W. O. S.

p t o

~~W. O. S.~~

Veterinary Officers -

- 1 Tuberculosis (Bovine and Avian)
- 2 Anthrax
- 3 Foot & Mouth
- 4 Brucellosis
- 5 Glanders and Farcy
- 6 Milk borne diseases
- 7 Rabies
- 8 Equine encephalomyelitis
- 9 New Castle
- 10 Psittacosis

P M Narainswamy Naidu

(P M NARAINSWAMY NAIDU)
D I R E C T O R,
ANIMAL HUSBANDRY SERVICES

SECY L S G)

ON
23/4

2) The Director of Animal Husbandry Services also states that the ^{draft} Bye-laws sent to the Corporation for approval are in conflict with the Diseases of Animals Act 1949. He has therefore proposed

(1) suitable amendment to the Act and (2) modifying the present draft of the Bye-laws so as to be consistent with the provisions of the Diseases of Animals Act. These amply ~~amplified~~ ^{amplified} employment of the Corporation of Veterinarians to enforce these provisions.

^{When} ~~the~~ the Diseases of Animals Act applies to the whole State including the Corporation area as having of separate Bye-laws

262^a Bye laws for ^{5562 (ml)} Registration of declaration and
 10 Registration of horse and cattle suffering from
 Anthrax

for the Corporation article leads to
 many such complications being
 unnecessary as pointed out by
 the Law Secretariat at para 11 above

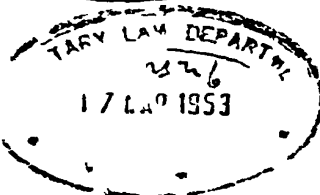
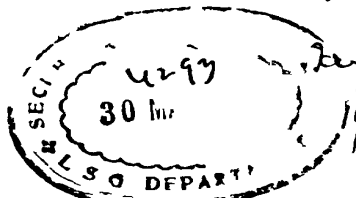
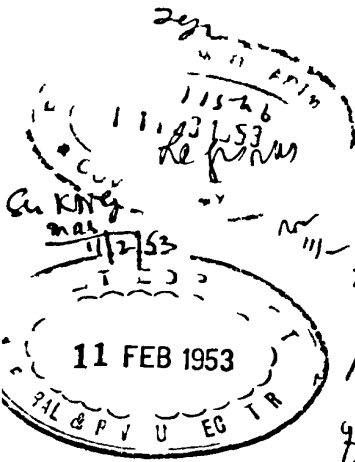
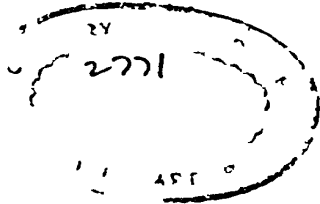
23) If approved the Coercive Corpⁿ
 will be enforced accordingly

Dec
 6/2/53
 8/1/53

4) The file may have to be referred
 to Law Secy with reference
 to para 12 (perhaps marked A
 for further remarks

Secy
 Hf)

11/8/53



Law Secy

25/2/53
 9/2
 26/2/53

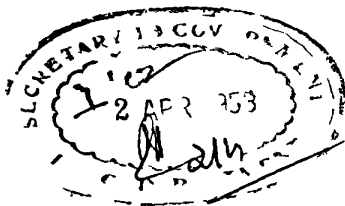
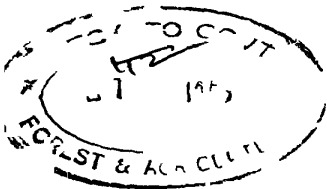
2) The opinion of the Legal Secy (expressed at
 para 10 to 14 in so far as the legality
 of the proposed draft Byelaws are
 concerned ^{As the Director, Animal Husbandry}
 Services ^{appears to be} the opinion that it is not
 desirable to have the bye laws the
 Administrative Secy will have to consider
 the matter and arrive at a decision as
 regards approving or sanctioning the
 bye-laws

13/3/53

28/3/53
 14/3
 15/3/53

Bye laws for regulating the destruction and
 Segregation of horse and cattle & suffering
 from anthrax

30) In view of the opinion of the
 Dir of AHS the bye laws need not be
 approved



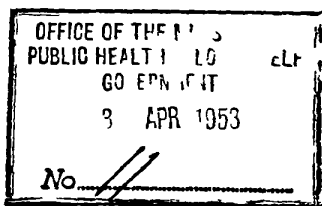
Ministry
 This
 Secy AHS

31) 31/3
 31/3
 31/3/53

32) 74/4/53

33) 74/4/53

34) 74/4/53



33) Left Cellar 5th Floor, B'lore Corporation is put up for approval
 18/4/53

Issue
 21/4



8/20/53

Type Comm Corp B'lore
 (Att. Mayer)

2995/est 20-53-2 dated 24 4 53
 Directs, there is no need for any
 separate bye-laws being framed
 by the Corp in the subject

B
 27/4/53
 8/20/53

CORPORATION OF THE CITY OF BANGALORE

No A 1 6/52-53

CORPORATION OFFICES
BANGALORE

FROM

C M 27 5-2-16
THE COMMISSIONER

CORPORATION OF THE CITY OF BANGALORE

BANGALORE

To

The Secretary to the Government of Mysore,
Local Self Government Department,
B a n g a l o r e

SIR

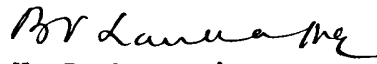
Subject DRAFT BYE-LAWS FRAMED UNDER THE CITY OF
BANGALORE MUNICIPAL CORPORATION ACT, 1949
Ref YOUR UN-OFFICIAL NOTE NO 129 DATED 25-7-1952

I forward herewith for favour of sanction of the Government under section 370 of the City of Bangalore Municipal Corporation Act, 1949, a copy of the bye-laws framed by the Bangalore Corporation under sub-section (28) of section 367 of the act, for regulating the destruction or segregation of horse and cattle suffering from anthrax

2 Necessary corrections and additions as suggested in your un-official note have been made in the draft bye-laws

3 The draft bye-laws are based on the existing bye-laws of the Civil Station Municipal Commission

Forwarded with compliments


(B V Lankappa,)
MAYOR

Yours faithfully,


(B M Abu Baker,)
COMMISSIONER

2/10

TNL/-

C 'H O 36 —10,000—22 5 52

CORPORATION OF THE CITY OF BANGALORE

FILE No

19

COLLECTION No

SERIAL Nos

SUBJECT

**BYE-LAWS FOR REGULATING THE DESTRUCTION OR SEGRIGATION
OF HORSE AND CATTLE SUFFERING FROM ANTHRAX**

Previous References

Later References

CORPORATION OF BANGALORE

DRAFT BYE LAWS FRAMED BY THE CITY OF BANGALORE MUNICIPAL CORPORATION UNDER SUB-SECTION (28) OF SECTION 307 OF THE CITY OF BANGALORE MUNICIPAL CORPORATION ACT 1949 (ACT XIX OF 1949) FOR REGULATING THE DESTRUCTION OR SECREFCATION OF HORSE AND CATTLE SUFFERING FROM ANTHRAX ~~GLANDERS~~ ~~RINDERPEST OR ANY OTHER SUCH DISEASE~~

1 Notice of the occurrence of any case of anthrax, ~~glanders~~ ~~rinderpest or any other such disease~~ affecting horses or cattle shall be given to the Health Officer or the Sanitary Inspector of the Division

2 The Health Officer on receiving information of the existence of any such disease shall make such enquiry as may be necessary and if he is satisfied that the removal or segregation of any such animals is necessary the owner shall keep such animal or animals apart in or remove them to such place as may be approved by the Health Officer

3 On report from the Health Officer that the destruction of any animal is necessary by reason of its suffering from such disease the Commissioner may by order in writing require such animal to be immediately destroyed and no damage shall be payable in respect of any animal destroyed under such order. When any animal has died from or been destroyed on account of any such disease its carcass shall be removed as soon as possible to the nearest ~~crematorium~~ ^{crematorium} and there cremated. The cost of such removal and cremation should be paid by the owner or person in charge of the animal

4 Every place which had been occupied by any animal suffering from such disease and everything which may have come into contact with such animal whilst so suffering shall be immediately cleansed and disinfected in such manner as may be required by the Health Officer and if any such thing is in the opinion of the Health Officer not susceptible of efficient disinfection he shall require it to be destroyed provided that for all articles so destroyed such compensation shall be paid as the Commissioner after necessary enquiry may consider reasonable

5 Every stall or building which has been occupied by an animal suffering from such disease shall within 24 hours after it has been disinfected as provided in ~~Section~~ ^{Section} 4 above be thoroughly lime washed and no such stall or building shall be re-occupied until at least 7 days after it has been so disinfected and lime washed

Whoever commits a breach of any of the above bye laws shall be punishable—
[1] with fine which may extend to fifty rupees and in case of a continuing breach with fine which may extend to fifteen rupees for every day during which the breach continues after conviction of the first breach or
[2] with fine which may be extended to ten rupees for every day during which the breach continues after receipt of notice from the Commissioner to discontinue such breach

CORPORATION OF BANGALORE

Whoever commits a breach of any of the above bye laws shall be punishable--
[a] with fine which may extend to fifty rupees and in case of a continuous breach with fine which may extend to fifteen rupees for every day during which the breach continues after conviction of the first breach or
[b] with fine which may be extended to ten rupees for every day during which the breach continues after receipt of notice from the Commissioner to discontinue such breach

CORPORATION OF BANGALORE

DRAFT BYE LAWS FRAMED BY THE CITY OF BANGALORE MUNICIPAL CORPORATION UNDER SUB SECTION (28) OF SECTION 307 OF THE CITY OF BANGALORE MUNICIPAL CORPORATION ACT 1949 (ACT LXIX OF 1949) FOR REGULATING THE DESTRUCTION OR SEGRregation OF HORSES AND CATTLE SUFFERING FROM ANTHRAX ~~GLANDERS~~ ~~RINDERPEST OR ANY OTHER SUCH DISEASE~~

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5 Every stall or building which has been occupied by an animal suffering from such disease shall within 24 hours after it has been disinfected as provided in ~~Section~~ ^{Section} 4 above be thoroughly lime washed and no such stall or building shall be re-occupied until at least 7 days after it has been so disinfected and lime washed

6 Breach of any of these rules shall render the offender liable on conviction to a fine not exceeding Rs. 50 and to a further fine which may extend to Rs. 5 for every day after such conviction during which the breach continues

(Price one Anna)

no 4 995 10125-53-7

21 Apr/4/63

To

The Corporation

Corporation of the City of Blore
(through the Mayor)

Subject: Draft Corporation Rules
under the City of Blore Municipal
Corporation Act 1949

Sir,

With reference to your
letter no A 1 6/52 53 dated
9-10-52 on the above subject
I am directed to State that
the Director of Animal Husbandry
Services who has considered
Reports that the draft Order
now sent by you are in
Conflict in many respects
with the Diseases of Animals
Act 1949

The Diseases of Animals
Act applies to the whole State
including the Corporation area.
Hence there is no need for

Revised
24/4/63

any Separate Taxable Entity
formed by the Corporation on
the Subject

3 cards for 25¢

82 18/4/53

23/4/53

Not in _____ 8
Corresp _____ L

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